



Docket No. 50325-0107

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Clare CHU, et al.

Serial No.: 09/585,709

Filed: May 31, 2000

For: METHOD AND APPARATUS FOR DETERMINING A LAYER 2 PATH IN A SWITCHED NETWORK

: Confirmation No.: 3820  
:  
: Group Art Unit: 2665  
:  
: Examiner: Steven H.D. Nguyen  
:  
:

Mail Stop RCE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an RCE and Amendment in the above identified application.

☐  
☒

No additional fee is required.

Also attached: Check in the amount of \$880.00 and Postcard.

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	40	40	0	\$18.00 =	\$0.00
Independent Claims	8	8	0	\$86.00 =	\$0.00
RCE fee required under 37 C.F.R. § 1.17(e)					\$770.00
Fee for extension of time					\$110.00
TOTAL FEE DUE					\$880.00

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 50-1302, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

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(1754)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450

on August 13, 2004

by

Darci Sakamoto

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/585,709
Filing Date	May 31, 2000
First Named Inventor	Clare Chu
Group Art Unit	2665
Examiner Name	S. Nguyen
Attorney Docket Number	50325-0107

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s)
  - a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_
    - ii. ☐ Other \_\_\_\_\_
  - b. ☒ Enclosed
    - i. ☒ Amendment/Reply (32 pages)
    - ii. ☐ Affidavit(s)/Declaration(s)
    - iii. ☐ Information Disclosure Statement (IDS)
    - iv. ☐ Other \_\_\_\_\_
2. **Miscellaneous**
  - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR. § 1.17(i) required)
  - b. ☐ Other \_\_\_\_\_
3. **Fees** The RCE fee under 37C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
  - a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_.
    - i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
    - ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
    - iii. ☐ Other \_\_\_\_\_
  - b. ☒ Check in the amount of \$ 880.00 enclosed
  - c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Craig G. Holmes	Registration No. (Attorney/Agent)	44,770
Signature		Date	August 13, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Darci Sakamoto	Date	August 13, 2004
Signature			

08/17/2004 CNGUYEN 00000045 09585709

(1754)

01 FC:1801

02 FC:1251

770.00 OP

110.00 OP



Docket No. 50325-0107 (1754)

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	:	Confirmation No.: 3820
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Clare CHU, et al.	:	Group Art Unit: 2665
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Serial No.: 09/585,709	:	Examiner: Steven H.D. Nguyen
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**AMENDMENT AND RESPONSE**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Final Office Action mailed April 15, 2004. A one-month extension of time accompanies this Response, allowing the Applicants until August 15, 2004 to respond.

**INTRODUCTORY COMMENTS**

There are no Drawings Amendments and no Specification Amendments. Claim Amendments and Remarks are presented on separate sheets as indicated below:

- Amendments to the Claims begin at page 2.
- Remarks begin at page 22.

The Applicant respectfully requests entry of the amendments and reconsideration of the application in light of the remarks.